

Introduced by Senator Machado

February 21, 2003

An act to amend Section 35409 of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

SB 833, as introduced, Machado. California water districts.

Existing law, the California Water District Law, provides for the formation of California water districts and grants these districts authority relating to, among other things, the production, storage, transmission, and distribution of water. The district law authorizes a California water district to commence and participate in actions to prevent interference with the natural flow of a stream that is used by that district.

This bill would expressly authorize a combination of districts to exercise that authority.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 35409 of the Water Code is amended to
2 read:
3 35409. A district, *or a combination of districts*, may
4 commence, maintain, intervene in, defend, and compromise
5 actions and proceedings to prevent interference with, or
6 diminution of, the natural flow of any stream or natural
7 subterranean supply of waters ~~which may~~ *for which any of the*
8 *following applies:*



- 1 (a) ~~Be~~ *The water is* used or *may* be useful for any purpose of the
- 2 district; *or districts*.
- 3 (b) ~~Be~~ *The water is* of common benefit to the land or its
- 4 inhabitants; ~~or~~.
- 5 (c) ~~Endanger~~ *The water may endanger* the inhabitants or land.

